App. F. IX-4

192 7-8

File No. 56-27

Previous References (Law)

Serial Nos. 1-2

Later References

General and Revenue Secretariat.

Serial Nos. 2

Part B for ~~July 27~~ January 29

SUBJECT

Suit - against - acquittal, Mysore Tahsildar, by Chikka Venkatappa Naidu, &c. 15-269 27-28

To The P. Prosecutor, Mysore

L.R. 7073 28-5-28

Returned. The defence draft ~~draft~~ approved for issuing Rule 5

B.J. Iyengar 11/11/28

GENERAL AND REVENUE SECRETARIAT.

( )

NOTES.

File No. 56

FILE HEADING.

Suit against Amildar, Nugsore Taluk, by Chimna mutyala setti. S.C. 1526 of 27-28

FROM

The Public Prosecutor, Mysore

No. 578 of 27.28 Dated 18th may 28 Received 19.5.28

Diary No.	5666	Enclos. 2	Spare copies	Serial No.

BRIEF ABSTRACT OF LETTER.

Enclosing copy of the plaint in the above suit S.C 1526 of 27.28 in Court of the additional Sub Judge Mysore & a draft written statement on behalf of the 2nd deft. for approval

NOTES AND ORDERS.

The plaintiff as the son of the founder of the trust and as defacto manager, files the suit for rent due by the 1st defendant. The amildar is added as a proforma defendant, on the allegation in para 5 of plaint that he as Inamdar officer has neglected to make proper arrangements

366

General and Revenue Secretariat. Law File No. 2. 6 of 1927.

Serial No.

for the management of the charities. There is no relief prayed against the ainldars. The suit being a Small Cause one, it is not possible to get decision on points involving title to immoveable properties. The defence as drafted by the P Pr questions plaintiffs title to be a trustee and alleges that the question is subjudice in Muzarai Courts. It also raises the point of non-maintainability of the suit for want of notice under sec 80 C.P.C. The defence as framed may be approved—

Submitted
MM
22/5/28

Secy J
22/5

W. S. appd
22/5
M

Draft letter to P Pr submitted
MM
25.5.28

Issued
25/5

2— Letter No. P 7073 (2)/Law dated 28/5/28 to P.Pr, approving of the draft statement

Ref. to the Proc. Sec
26/6

In the Muz: File 89 of 1926, L.R. has permitted the P.Pr to Consent to a decree against the 1st defdt & to a dismissal of the suit as against 2nd defdt without costs—
MM

NOTE—Contn. sheet

WD 0324—GPB—60,000—21-5-27 23/7/27

in pursuance in order to
regarding the suit i/g No. 2436-7/Misc 85-26-8
A. 23-6-28.
RL 26.6.28

Secy
MM 26/6

B
MM 7.1.29

No. 578/27-28
Encl: 2

5666
P8

MEMORANDUM

From

The Public Prosecutor &
Government Pleader, Mysore.

To

18th May 1928

The Legal Remembrancer and Secretary to Govt. of Mysore, Bangalore.

Sir,

I have the honour to enclose herewith the copy of the plaint in O.S. 1526/27-28 and the defence statement prepared by me in answer to it. The same may be returned to me after approval so as to reach me before 5-6-28.

I have the honour to be
Sir,
Your most obedient servant,

Public Prosecutor & Govt. Pleader,
Mysore.

8/
19.5.

[Please reply overleaf

A. P. F. VI. G1]

2

SUBJECT.....

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Section Law

File No. 56

Serial No.

Diary No. of letter replied to.....

No. 7093 (2)

General and Revenue Secretariat

( )

the *192*

To The Public Prosecutor
Mysore

Date of issue 28/5/28

Sir,—

In returning herewith the enclosures sent with your letter no: 578/27-28 dated 18th May 1928, I am desired to state that the defence statement prepared by you on behalf of the 2nd defendant in S.C: 1526 of 27-28 in the Additional Subordinate Judge's Court, Mysore is approved and the same may be filed in Court.

I have etc

Signed by.....

List of enclosures.....

Copied by .....

Examined by .....

over

for Legal Remembrancer
& Secretary to Govt
Law Dept

WD 0325—GPB—30,000—26-5-27

25/5/28